Garrubbo & Capece, P.C.

ATTORNEYS AT LAW

2204 MORRIS AVENUE

SUITE 304

UNION, NEW JERSEY 07083

JOSEPH L. GARRUBBO* + FRANK G. CAPECE LAURIE M. ESTEVES LISA DELLA PELLE

(908)233-5575

FAX (908)233-4994

attys@grrlawyers.com

 CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS A CIVIL TRIAL ATTORNEY
 ALSO MEMBER OF FL BAR

November 16, 2018

Andrew J. Casals Borough Clerk Borough of Roselle Park 110 East Westfield Avenue, Roselle Park, NJ 07204

RE: Proposal for Labor Counsel – Garrubbo & Capece P.C.

Enclosed please find original and two copies proposal for Roselle Park Labor Counsel.

Very truly yours,

Frank G. Capece, Esq.

FGC:ya Enclosure

SUBMISSION CHECKLIST

	THE FOLLOWING ITEMS, AS INDICATED BELOW ⊠, SHALL BE PROVIDED WITH THE RECEIPT OF SEALED SUBMISSIONS	Initial Here
\boxtimes	Completed RFP Checklist	
\boxtimes	Completed Submission Form / Qualification Statement	
\boxtimes	Statement of Ownership Disclosure	5
\boxtimes	Non-Collusion Affidavit	
\boxtimes	Required EEO/Affirmative Action Evidence & Signed Compliance Notice	E. S.
\boxtimes	Acknowledgement of Americans with Disabilities Act Language of 1990	
\boxtimes	Disclosure of Investment Activities in Iran	
\boxtimes	Insurance Requirement Acknowledgement Form	
\boxtimes	Certification Regarding Political Contributions	- J
\boxtimes	New Jersey Business Registration Certificate of Vendor	>
\boxtimes	W-9 of Vendor	D

This checklist is provided for vendor's use in assuring compliance with required documentation; however, it does not include all submission requirements and does not relieve the vendor of the need to read and comply with the RFP.

Name of Vendor: Carrobbo + CAPeco	Date: 11-16-14	
Signature: X.		
Print Name: FRANK Cope &		
Title Pactur		

SUBMISSION FORM / QUALIFICATION STATEMENT

1. Names and roles of the individuals who will perform the services and description of their education and experience with projects similar to the services contained herein:		
See Attachment A		
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A CONTRACTOR OF THE CONTRACTOR		
2		

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

See Attachment A		•		
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			-AMMINOR-1	

ATTACHMENT A

Summary of Qualifications and Statement

Municipal Counsel Berkeley Heights – 1987, 1989

Clark Township – 1992 – 1994 Winfield Township – 1985 – 2014 Perth Amboy – 2003 – 2008

Plainfield Housing Authority – 2005 – 2006 Union County Personnel Counsel – 1989 – 2011

Roselle Park Board of Education - 1997

Roselle Park Labor Counsel- 2016 Kenilworth Labor Counsel 2018- Present

Hillside Labor Counsel- 2018- Present

Special Counsel

Secaucus

City of Plainfield

Union City

Township of Edison Township of Hillside

Elizabeth Board of Education 2008-2016

BA – New York University JD – Delaware Law School

Experience:	Counsel to N	ew Jersey Secretary	y of State	1977 – 1982
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Partner – Waters, McPherson, McNeil 1982 – 2002 Partner – Garrubbo & Capece P.C. 2002 – Present

Member - Supreme Court Committee on

Professional Corporations 1981

Member - Corporation Law Revision

Commission 1978 – 1982

Member - Hackensack Meadowlands

Cultural Commission 1981

Member – Union County Fee Arbitration

Committee 2006 - 2011

Reported Cases:

Union County Democratic Committee v. Florio

Corvelli v. Fonesca – 323 NJ Super 342

Corzine v. 2005 Defense Base Closure and Realignment Commission, A Commission of the United States of America Created by an Act of Congress, et als (Represented U.S. Senator Jon. Corzine Case argued through 3rd Circuit Court of Appeals and Appeal US Supreme Court Todaro v. County of Union, 392 NJ Super 448 (App. Div. – 2007).

Supreme Court Committee on Professional Corporations

State Bar Association-Trustee-Administrative Law Section

Member Committee for U. S. Senator Frank Lautenberg on Military Academy Appointments.

Recent Lectures – NJ Municipal Association of Municipal Clerks on Administrative Law – Rutgers University – School of Journalism. Lecture on ABC Law and Enforcement-Rutgers University, Union County Municipal Clerks Association regarding ABC Enforcement Clerks Perspective.

Author – NJ Law Journal on Corporate Name Selection and Legislative Apportionment

Weekly Columnist- Worrall Newspapers

Member of Corporation Law Revision Commission on Corporate Name Selection

Member Transition Team Governor-elect James Florio

very truly yours

Frank G. Capece

FGC:ya One original & two copies

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

Description of ability to provide the services in a timely fashion (including staffing, familiarity and location of key staff):			
My office is located within 5 minutes of Roselle Park. My experience in labor law and arguing			
before all levels of the court system in New Jersey and the Office of Administrative Law permit			
me to meet the needs of the Borough			

$\frac{ \textbf{SUBMISSION FORM / QUALIFICATION STATEMENT}}{(\textbf{CONTINUED})}$

\$135.00 per hour.
My firm has never charged small municipalities such as Roselle Park for expenses not related to attorney services.
to attorney services.
CERTIFICATION OF PROPOSAL (Sign Below)
Firm: Carrobbe + cAece Date: _//- /4-N
Date: _//- / 4-N
Authorized Representative (Print): FNANC Capel Signature:
Signature:
Title: Parfrer
Telephone No.: 908-233-5575
Fax No.: 908 233-4994

STATEMENT OF OWNERSHIP DISCLOSURE N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

THIS STATEMENT SHALL BE COMPLETED, CERTIFIED TO, AND INCLUDED WITH ALL BID AND PROPOSAL SUBMISSIONS. FAILURE TO SUBMIT THE REQUIRED INFORMATION IS CAUSE FOR AUTOMATIC REJECTION OF THE BID OR PROPOSAL.

Name	of Organization:
Organ	ization Address:
Part I Check	the box that represents the type of business organization:
$\square_{\operatorname{Sc}}$	le Proprietorship (skip Parts II and III, execute certification in Part IV)
\square_{N_0}	on-Profit Corporation (skip Parts II and III, execute certification in Part IV)
Fc	or-Profit Corporation (any type)
\mathbf{X}_{Li}	mited Liability Company (LLC)
Pa	rtnership
\square_{L_i}	mited Partnership
	mited Liability Partnership (LLP)
Ot	her (be specific):
Part #	
Image: square of the content of the c	The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST ON THE NEXT PAGE IN THIS SECTION)
	OR
	No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be (SKIP TO PART IV)

STATEMENT OF OWNERSHIP DISCLOSURE

(Continued)

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address		
FRANK Capeca	115 Ridge ST CAPAGENS		
Sweet Cambba	2201 Morris Al CAMAS		

<u>Part III</u> DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets if more space is needed.

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address

STATEMENT OF OWNERSHIP DISCLOSURE (Continued)

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the Borough of Roselle Park is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the Borough of Roselle Park to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Frank G. Capece	Title:	Partner
Signature:		Date:	11-14-18

NON-COLLUSION AFFIDAVIT

State of Stew Stray County of Chin ss:
I, FRANK Capeeo of the City of CMON in the County of CNON and State of N. 5 full age, being duly
the County of and State of full age, being duly
sworn according to law on my oath depose and say that:
I am Pather of Carrylbo + CApece (Name of Firm)
the bidder making this Proposal for the above named project, and that I executed the said proposal with full
authority so to do; that said bidder has not, directly or indirectly entered into any agreement, participated in any
collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above
named project; and that all statements contained in said proposal and in this affidavit are true and correct, and
made with full knowledge that the Borough of Roselle Park relies upon the truth of the statements contained in
said proposal and in the statements contained in this affidavit in awarding the contract for the said project.
I further warrant that no person or selling agency has been employed or retained to solicit or secure
such contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee,
except bona fide employees or bona fide employees or bona fide established commercial or selling agencies
maintained by Garabert CARECE (name of contractor).
Subscribed and sworn to
before me this \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
of Noviu, hi Zuli X. Signature
(Type or print name of affiant under signature)
Notary public of
My Commission expires
William Chec Page 15 of 26 - 99
An Alternay At Lite

AFFIRMATIVE ACTION COMPLIANCE NOTICE N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.1 et seq. and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

COMPAN	VY:	Garrubbo & Capeco, P.C.	
SIGNATU	JRE:		
PRINT N	AME:	Frank G. Capece	
TITLE: _	Part	ner	
DATE: _	11.	-14-18	

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted Borough employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS (Continued)

without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance).

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Purchase & Property, CCAU, EEO Monitoring Program as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Purchase & Property, CCAU, EEO Monitoring Program for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability

The Contractor and the Owner, do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

The undersigned vendor consents to the full understanding of the forgoing Americans with Disabilities Act Language of 1990:

Bidder/Vendor: Garrubbo & Capece, P.C.	
Signature:	
Full Name (Print): Frank G. Capece	
Title: Partner	
Date 11-14-18	

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

PART 1: CERTIFICATION BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf. Bidders must review this list prior to completing the below certification. http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf.

will render a bidder's proposal non-responsive.
PLEASE CHECK EITHER BOX:
I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below. OR
☐ I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries,
or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.
DADT 4
PART 2 PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the form below. (PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES).
Name: FRANK Capece
Relationship to Bidder/Vendor:
Description of Activities: Leber Court
Duration of Engagement: / feer Anticipated Cessation Date: /2-3/-19
Bidder/Vendor (a colol)
Contact Name: FRANK Capew Contact Phone Number: 908-233-552
- The second sec

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN (Continued)

CERTIFICATION

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the Borough of Roselle Park is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the answers or information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the Borough of Roselle Park and that the Borough of Roselle Park at its option may declare any contract(s) resulting from this certification yoid and unenforceable.

Full Name (Print):	Frank G. Capece, Esq.	
Signature:		-
Title: Partne	<u>r</u>	-
Date 11-14-18		_
Bidder/Vendor:	Garrubbo & Capece, P.C.	

INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Borough Clerk's Office upon award of contract by the governing body

The minimum amount of insurance to be carried by the Professional Service Entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

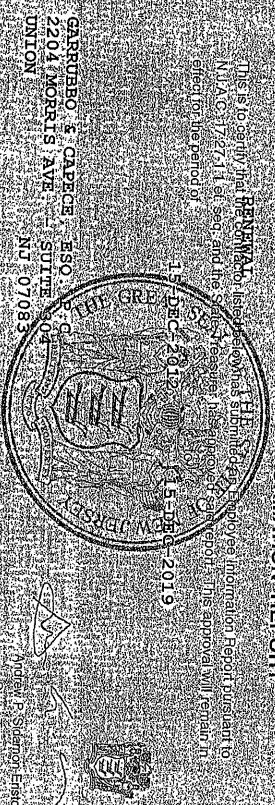
Limits shall be a minimum of \$1,000,000.00 for each claim and \$1,000,000.00 aggregate each policy period.

Acknowledgement of Insu	rance Requirement:			
SIGNATURE:	De	DATE: _	11-14-18	
Frank G. Capece- F	'artner			
(Printed Name & Title)				

CERTIFICATION REGARDING POLITICAL CONTRIBUTIONS

STATE OF NEW JERSEY
COUNTY OF CALOW: SS.
I, FRANK Capece, of the Firm of of the of and the State of New Jersey, of
in the County of and the State of New Jersey, of _
full age, being duly sworn
according to law on my oath depose and say that:
I am the <u>farform</u> , the Professional Service Entity making the submissions for the above named Service, and that I executed the said submission with full authority to do so; that said Professional Service Entity acknowledges that it is aware that the Borough of Roselle Park pursuant to Section 2-4 of the Borough Code prohibits the awarding of any public contract to any Professional Service Entity that has contributed in excess of two hundred (\$200.00) dollars to a campaign committee of any Borough of Roselle Park candidate or holder of the public office having ultimate responsibility for the award of the contract, or to any Borough of Roselle Park or Union County Party Committee, or to any political action committee (PAC) that is organized for the primary purpose of promoting or supporting Borough of Roselle Park municipal candidates or municipal officeholders, within one (1) calendar year immediately preceding the date of the contract or agreement.
I further warrant that pursuant to Roselle Park Borough Section 2-4, a "professional service provider" seeking a public contract means: an individual, including the individual's spouse, if any, and any child living at home; person; firm; corporation; professional corporation; partnership; organization; or association. The definition of a service provider includes all principals who own one (1%) percent or more of the equity in the corporation or business trust, partners, and officers in the aggregate employed by the provider as well as any subsidiaries directly controlled by the service provider.
I further warrant that I have reviewed Borough Code Section 2-4.
I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment for contempt of Court.
Subscribed and sworn to before mental this day of work, 2018 (Signature of Professional) Name: FRANK Capece Title: Partner An Alward At Low Page 23 of 26 Charles State of Professional)

CERTIFICATE OF EMPLOYEE INFORMATION REPORT 8931





STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:

GARRUBBO & CAPECE, P.C.

Trade Name:

Address:

2204 MORRIS AVE

UNION, NJ 07083

Certificate Number:

0074839

Effective Date:

July 09, 2002

Date of Issuance:

June 18, 2018

For Office Use Only:

20180618163510938

Form W-9
(Flow, Documber 2014)
Department of the Yoganay

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Deput	Wolf of the Llofrant), secompar 5014)	Identific	ation Numbel	and Certific	cation .		send to the IRS.
rustie	Rovoguo Sarvice 1 Namo (as shown	on your income tax reluin). Name is	zequirod on this line; do n	of leave this line blank.			
લ		isrogaded entity name, if different t	rom abova	1			
Print or typo ecific instructions on page	Garrubho & Capoco, P.C. a Checkappropriate box for federal lox classification; check only one of the following seven boxes: Individual/selle proprieter or C Corporation B Corporation Partnership single-mamber LLC			☐ Part/te/sn/p	i Gyamatas		Ace code (i, wu) is ou bode 3): igns' uot judingais; sea isus (codes sebis ou).
r typ uctfo	I Limited Hability company. Enter the tax classification (O=C corporation, S=S corporation, P=partnership) > Note, For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above the tax classification of the single-member owner.			the line above for	Examplion from FATCA reporting code (if any)		
fat c			PC			Notes to so	Constitute for a state of defent thread
i g		r, street, and apt, or sulte no.)			Requester's name:	ouq aqqıez:	s (optional)
2	2204 Morris A	venue, Sulte 304					
88	e City, state, and : Union, New Je			•		· · · · · · · · · · · · · · · · · · ·	
**	7 Ust account nur	(Grayda) hora (apyera)					
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hack	up withholding. Fo	propinio dox: the the province findividuals, this is generally you inclor, or disregarded entity, se yer identification numbor (EIN).	e the Bost I justicitions	on page 3. For other	-		
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2. j	 The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and I am not subject to backup withholding because; (a) I am exempt from backup withholding, or (b) I have not been notified by the internal Revenue I am not subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and 						
	mail & dilyana	contect! Si person (defined be)	low); and				
4. Tr	in FATCA code(s)	entered on this form (if any) indi	cating that I am exempt			nliv sublec	it to backup withholding
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	pose of Form	It's a construction who is required to	s (ile an information	If you do not return to backup withholding	From W-9 to the rec	poster wills	n TIM, you might bu subject
An included or entity (Form W-9 requester) who is required to life an information rotum with the life must obtain your correct taxpayor identification number (Itin) which may be your sected accurate number (ANN), included a texpays intentification number (ANN), adoption taxpayer identification number (ANN), or employer identification mayber (ANN), or employer identification mayber (ANN), or employer identification mayber (ANN), or employer identification number (ANN), and put to expect on an information return the emburt put of to you, or other amount reportable on an information return. Examples of information return include, but are not limited to, the following:		By algoing the filled 1. Cortily that the Ti to be issued),	-out form, you: iN you we giving is c	enect (of y	an and Asjiguê (et a unuipat		
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Garrubbo & Capece, P.C.

ATTORNEYS AT LAW

2204 MORRIS AVENUE SUITE 304

UNION, NEW JERSEY 07083

JOSEPH L. GARRUBBO* + FRANK G. CAPECE LAURIE M. ESTEVES LISA DELLA PELLE

(908)233-5576
FAX (908)233-4994
attys@grrlawyers.com

+ CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS A CIVIL TRIAL ATTORNEY * ALSO MEMBER OF FL BAR

November 16, 2018

Andrew J. Casals Borough Clerk Borough of Roselle Park 110 East Westfield Avenue, Roselle Park, NJ 07204

RE: Proposal for Labor Counsel – Garrubbo & Capece P.C.

Enclosed please find original and two copies proposal for Roselle Park Labor Counsel.

Very truly yours,

Frank G. Capece, Esq.

FGC:ya Enclosure

SUBMISSION CHECKLIST

K-21	THE FOLLOWING ITEMS, AS INDICATED BELOW ⊠, SHALL BE PROVIDED WITH THE RECEIPT OF SEALED SUBMISSIONS	Here
\boxtimes	Completed RFP Checklist	
\boxtimes	Completed Submission Form / Qualification Statement	5
\boxtimes	Statement of Ownership Disclosure	5
\boxtimes	Non-Collusion Affidavit	9
\boxtimes	Required EEO/Affirmative Action Evidence & Signed Compliance Notice	2
\boxtimes	Acknowledgement of Americans with Disabilities Act Language of 1990	
\boxtimes	Disclosure of Investment Activities in Iran	7
\boxtimes	Insurance Requirement Acknowledgement Form	
\boxtimes	Certification Regarding Political Contributions	<u></u>
\boxtimes	New Jersey Business Registration Certificate of Vendor	7
\boxtimes	W-9 of Vendor	H
		W

comply with the RFP.

Name of Vendor: Carubbo + CAPeeo	Date:///
Signature: X.	
Print Name: FRANC Cope &	
THE PACTACE	

SUBMISSION FORM / QUALIFICATION STATEMENT

 Names and roles of the individuals who will perform the services and description of their education and experience with projects similar to the services contained herein: 			
See Attachment A			
Annual Control of the		WE THE THE THE THE THE THE THE THE THE TH	- Allen
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SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

2. References and record of success of same or similar service:		
See Attachment A	,	
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ATTACHMENT A

Summary of Qualifications and Statement

Municipal Counsel Berkeley Heights – 1987, 1989

Clark Township – 1992 – 1994 Winfield Township – 1985 – 2014

Perth Amboy - 2003 - 2008

Plainfield Housing Authority – 2005 – 2006 Union County Personnel Counsel – 1989 – 2011

Roselle Park Board of Education – 1997 Roselle Park Labor Counsel- 2016

Kenilworth Labor Counsel 2018- Present Hillside Labor Counsel- 2018- Present

Special Counsel

Secaucus

City of Plainfield

Union City

Township of Edison Township of Hillside

Elizabeth Board of Education 2008-2016

BA – New York University JD – Delaware Law School

Experience:	Counsel to New Jersey Secretary of State Partner – Waters, McPherson, McNeil Partner – Garrubbo & Capece P.C.	1977 – 1982 1982 – 2002 2002 – Present
	Member – Supreme Court Committee on Professional Corporations Member – Corporation Law Revision	1981
	Commission Member – Hackensack Meadowlands	1978 – 1982
	Cultural Commission	1981

Member – Union County Fee Arbitration

Reported Cases:

Union County Democratic Committee v. Florio

Committee

Corvelli v. Fonesca – 323 NJ Super 342

Corzine v. 2005 Defense Base Closure and Realignment Commission, A Commission of the United States of America Created by an Act of

2006 - 2011

Congress, et als (Represented U.S. Senator Jon. Corzine Case argued through 3rd Circuit Court of Appeals and Appeal US Supreme Court Todaro v. County of Union, 392 NJ Super 448 (App. Div. – 2007).

Supreme Court Committee on Professional Corporations

State Bar Association-Trustee-Administrative Law Section

Member Committee for U. S. Senator Frank Lautenberg on Military Academy Appointments.

Recent Lectures – NJ Municipal Association of Municipal Clerks on Administrative Law – Rutgers University – School of Journalism. Lecture on ABC Law and Enforcement-Rutgers University, Union County Municipal Clerks Association regarding ABC Enforcement Clerks Perspective.

Author – NJ Law Journal on Corporate Name Selection and Legislative Apportionment

Weekly Columnist-Worrall Newspapers

Member of Corporation Law Revision Commission on Corporate Name Selection

Member Transition Team Governor-elect James Florio

Very truly yours.

Frank G. Capece

FGC:ya One original & two copies

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

Description of ability to provide the services in a timely fashion (including staffing, familiarity and location of key staff):		
My office is located within 5 minutes of Roselle Park. My experience in labor law and arguing		
before all levels of the court system in New Jersey and the Office of Administrative Law permit		
me to meet the needs of the Borough.		
*		

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

\$135.00 per hour.	
My firm has never charged small municipalities such as Roselle Park for expenses not re-	<u>late</u> c
to attorney services.	
	
CHINAMACA TION OF MUODOSA I	
<u>CERTIFICATION OF PROPOSAL</u> (Sign Below)	
Firm. Carrobbe + cAeco	
Firm:	
Authorized Representative (Print): FAAK Cancel	
Signature:	
Title: Partner	
Telephone No.: 908-233-5575	
Fax No. 903 233-4994	

STATEMENT OF OWNERSHIP DISCLOSURE N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

THIS STATEMENT SHALL BE COMPLETED, CERTIFIED TO, AND INCLUDED WITH ALL BID AND PROPOSAL SUBMISSIONS. FAILURE TO SUBMIT THE REQUIRED INFORMATION IS CAUSE FOR AUTOMATIC REJECTION OF THE BID OR PROPOSAL.

Name	of Organization:
Organ	ization Address:
Part I Check	the box that represents the type of business organization:
\square_{Sc}	le Proprietorship (skip Parts II and III, execute certification in Part IV)
	on-Profit Corporation (skip Parts II and III, execute certification in Part IV)
Fc	or-Profit Corporation (any type)
-	mited Liability Company (LLC)
\square_{Pa}	rtnership
$\square_{ m Li}$	mited Partnership
$\square_{ m Li}$	mited Liability Partnership (LLP)
Ot	her (be specific):
Part #	f
Ø	The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST ON THE NEXT PAGE IN THIS SECTION)
	OR
	No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (SKIP TO PART IV)

STATEMENT OF OWNERSHIP DISCLOSURE

(Continued)

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
FRANK Capece	115 Ridge ST CAMPED NS
Swed Cambba	2201 Morris Be CANN

Part III

DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets if more space is needed.

Stockholder/Partner/Member and Corresponding Entity Listed in Part II	Home Address (for Individuals) or Business Address
1	
8.	

STATEMENT OF OWNERSHIP DISCLOSURE (Continued)

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the Borough of Roselle Park is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the Borough of Roselle Park to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Frank G. Capece	Title:	Partner
Signature:	3	Date:	11-14-18

NON-COLLUSION AFFIDAVIT

State of Sta
I. FRANK Canego of the City of Mon in
I, FRANK Capee of the My of in the County of and State of full age, being duly
sworn according to law on my oath depose and say that:
Iam Partner of the firm of Carrylaha + CARECO
I am Pather of the firm of Carrobbo + CAPece (Name of Firm)
the bidder making this Proposal for the above named project, and that I executed the said proposal with full
authority so to do; that said bidder has not, directly or indirectly entered into any agreement, participated in any
collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above
named project; and that all statements contained in said proposal and in this affidavit are true and correct, and
made with full knowledge that the Borough of Roselle Park relies upon the truth of the statements contained in
said proposal and in the statements contained in this affidavit in awarding the contract for the said project.
I further warrant that no person or selling agency has been employed or retained to solicit or secure
such contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee,
except bona fide employees or bona fide employees or bona fide established commercial or selling agencies
maintained by <u>Carebort Carece</u> (name of contractor).
Subscribed and sworn to
before me this / day
before me this \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
Signature
(Type or print name of affiant under signature)
Notary public of
My Commission expires
William Chechage 150126-99 An Alforary 4 Lun Wilstyla et W
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AFFIRMATIVE ACTION COMPLIANCE NOTICE N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.1 et seq. and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

OMPANY: Garrubbo & Capeco, P.C.		
SIGNATURE:		
PRINT NAME:	Frank G. Capece	
TITLE: Part	ner	
DATE: <u>11</u> -	-14-18	_

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted Borough employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS (Continued)

without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance).

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Purchase & Property, CCAU, EEO Monitoring Program as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Purchase & Property, CCAU, EEO Monitoring Program for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability

The Contractor and the Owner, do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

The undersigned vendor consents to the full understanding of the forgoing Americans with Disabilities Act Language of 1990:

Bidder/	Vendor:G	arrubbo & Capece, P.C.	
Signatu	re:		
Full Na	me (Print):	Frank G. Capece	
Title: _	Partner		
Date	11-14-18		

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

PART 1: CERTIFICATION BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf. Bidders must review this list prior to completing the below certification. http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf.

Bidders must review this list prior to completing the below certification. <u>Failure to complete the certification</u> will render a bidder's proposal non-responsive.
PLEASE CHECK EITHER BOX:
I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below. OR
☐ I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.
PART 2 PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the form below. (PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES).
Name: FRANK Capece
Relationship to Bidder/Vendor: Parfre
Description of Activities: Lan Comb
Duration of Engagement: //ecr Anticipated Cessation Date: 12-3/-19 Bidder/Vendor: 6 college Consel
Contact Name: FRANK Copies Contact Phone Number: 108-233-172

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN (Continued)

CERTIFICATION

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the Borough of Roselle Park is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the answers or information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the Borough of Roselle Park and that the Borough of Roselle Park at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Frank G. Capece, Esq.	
Signature:		
Title: Partr	ner (2)	_
Date 11-14-18		onen.
Bidder/Vendor:	Garrubbo & Capece, P.C.	

INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Borough Clerk's Office upon award of contract by the governing body

The minimum amount of insurance to be carried by the Professional Service Entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

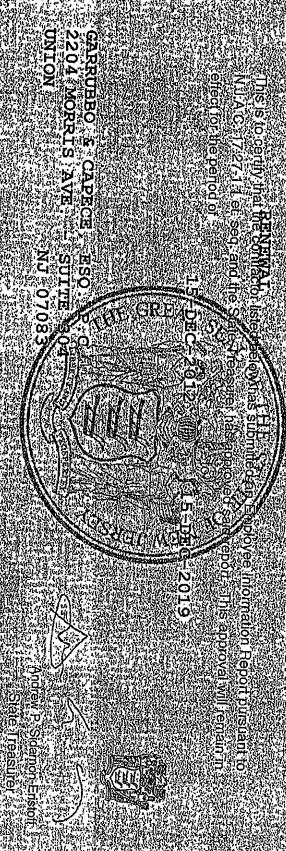
Limits shall be a minimum of \$1,000,000.00 for each claim and \$1,000,000.00 aggregate each policy period.

Acknowledgement of Ins	urance Requirement:		
SIGNATURE:	De	DATE: _	11-14-18
Frank G. Capece-	Partner		
(Printed Name & Title)			

CERTIFICATION REGARDING POLITICAL CONTRIBUTIONS

STATE OF NEW JERSEY					
COUNTY OF CNOW : SS.					
I, FRANK Copeee, Carrobbo + CAPEEE in the County of CMON	_ of	the	Fir	m	of
Carrobbo + CAPERO in the County of Cyo	_ and tl	he Stat	e of Ne	w Jerse	y, of _
			being		
according to law on my oath depose and say that:					
I am the Carbbe t Carbbe., the Profesubmissions for the above named Service, and that I executed the said's so; that said Professional Service Entity acknowledges that it is award pursuant to Section 2-4 of the Borough Code prohibits the awardi Professional Service Entity that has contributed in excess of two hundre committee of any Borough of Roselle Park candidate or holder of responsibility for the award of the contract, or to any Borough of Roselle Park municipal candidates one (1) calendar year immediately preceding the date of the contract or	that the purification of t	ne Borany pu 00.00) blic or ark or for the nicipal	ough of ablic co dollars t ffice ha Union priman officeh	Rosell ntract to a car ving u County y purp olders,	to any npaign ltimate y Party cose of within
I further warrant that pursuant to Roselle Park Borough Section 2-4, seeking a public contract means: an individual, including the individual living at home; person; firm; corporation; professional corporation association. The definition of a service provider includes all principals of the equity in the corporation or business trust, partners, and officers provider as well as any subsidiaries directly controlled by the service provider as the service provider as well as any subsidiaries directly controlled by the service provider as the service provider as well as any subsidiaries directly controlled by the service provider as the service provider as well as any subsidiaries directly controlled by the service provider as the service provide	aal's spon; par who ow in the	oouse, rtnersh n one aggre	if any, aip; org (1%) pe	and ang anizati creent c	y child on; or or more
I further warrant that I have reviewed Borough Code Section 2-4.					
I hereby certify that the foregoing statements made by me are true. I an statements made by me are willfully false, I am subject to punishment f	n aware or cont	that in	f any of of Court	the for	egoing
Name	ature of FR	ANK	ssional)	?e ce	

CERTIFICATE OF EMPLOYEE INFORMATION REPORT 8931





STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:

GARRUBBO & CAPECE, P.C.

Trade Name:

Address:

2204 MORRIS AVE

UNION. NJ 07083

Certificate Number:

0074839

Effective Date:

July 09, 2002

Date of Issuance:

June 18, 2018

For Office Use Only:

20180618163510938

Form (Rov. December 2014)

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

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Garrubbo & Capece, P.C.

ATTORNEYS AT LAW

2204 MORRIS AVENUE

SUITE 304

JOSEPH L. GARRUBBO*+ FRANK G. CAPECE LAURIE M. ESTEVES LISA DELLA PELLE

UNION, NEW JERSEY 07083

(908)233-5575 FAX (908)233-4994 attys@grrlawyers.com

CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS A CIVIL TRIAL ATTORNEY ALSO MEMBER OF FL BAR

November 16, 2018

Andrew J. Casals Borough Clerk Borough of Roselle Park 110 East Westfield Avenue, Roselle Park, NJ 07204

> Proposal for Labor Counsel -RE: Garrubbo & Capece P.C.

Enclosed please find original and two copies proposal for Roselle Park Labor Counsel.

Very truly yours,

Frank G. Capece, Esq.

FGC:ya Enclosure

SUBMISSION CHECKLIST

	THE FOLLOWING ITEMS, AS INDICATED BELOW \boxtimes , SHALL BE PROVIDED WITH THE RECEIPT OF SEALED SUBMISSIONS	Initial Here
\boxtimes	Completed RFP Checklist	
\boxtimes	Completed Submission Form / Qualification Statement	- Aller Comments
\boxtimes	Statement of Ownership Disclosure	5
\boxtimes	Non-Collusion Affidavit	
\boxtimes	Required EEO/Affirmative Action Evidence & Signed Compliance Notice	8
\boxtimes	Acknowledgement of Americans with Disabilities Act Language of 1990	
\boxtimes	Disclosure of Investment Activities in Iran	2
\boxtimes	Insurance Requirement Acknowledgement Form	
\boxtimes	Certification Regarding Political Contributions	
\boxtimes	New Jersey Business Registration Certificate of Vendor	
\boxtimes	W-9 of Vendor	y
it o	his checklist is provided for vendor's use in assuring compliance with required documentation; how does not include all submission requirements and does not relieve the vendor of the need to read mply with the RFP.	
Sig	gnature: X. Park Cope o tle: Park Cope o	

SUBMISSION FORM / QUALIFICATION STATEMENT

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

See Attachment A	•		
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SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

See Attachment A		
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ATTACHMENT A

Summary of Qualifications and Statement

Municipal Counsel Berkeley Heights – 1987, 1989

Clark Township – 1992 – 1994 Winfield Township – 1985 – 2014

Perth Amboy - 2003 - 2008

Plainfield Housing Authority – 2005 – 2006 Union County Personnel Counsel – 1989 – 2011

Roselle Park Board of Education – 1997 Roselle Park Labor Counsel- 2016 Kenilworth Labor Counsel 2018- Present Hillside Labor Counsel- 2018- Present

Special Counsel

Secaucus

City of Plainfield

Union City

Township of Edison Township of Hillside

Elizabeth Board of Education 2008-2016

BA – New York University JD – Delaware Law School

Partner – Waters, McPherson, McNeil 1982 – 2002 Partner – Garrubbo & Capece P.C. 2002 – Present

Member – Supreme Court Committee on

Professional Corporations 1981

Member - Corporation Law Revision

Commission 1978 – 1982

Member - Hackensack Meadowlands

Cultural Commission 1981

Member – Union County Fee Arbitration

Committee 2006 - 2011

Reported Cases:

Union County Democratic Committee v. Florio

Corvelli v. Fonesca – 323 NJ Super 342

Corzine v. 2005 Defense Base Closure and Realignment Commission, A Commission of the United States of America Created by an Act of Congress, et als (Represented U.S. Senator Jon. Corzine Case argued through 3rd Circuit Court of Appeals and Appeal US Supreme Court Todaro v. County of Union, 392 NJ Super 448 (App. Div. – 2007).

Supreme Court Committee on Professional Corporations

State Bar Association-Trustee-Administrative Law Section

Member Committee for U. S. Senator Frank Lautenberg on Military Academy Appointments.

Recent Lectures – NJ Municipal Association of Municipal Clerks on Administrative Law – Rutgers University – School of Journalism. Lecture on ABC Law and Enforcement-Rutgers University, Union County Municipal Clerks Association regarding ABC Enforcement Clerks Perspective.

Author – NJ Law Journal on Corporate Name Selection and Legislative Apportionment

Weekly Columnist-Worrall Newspapers

Member of Corporation Law Revision Commission on Corporate Name Selection

Member Transition Team Governor-elect James Florio

Very truly you<u>rs</u>

Frank G. Capece

FGC:ya
One original & two copies

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

3. Description of ability to provide the services in a timely fashion (including staffing, familiarity and location of key staff):
My office is located within 5 minutes of Roselle Park. My experience in labor law and arguing
before all levels of the court system in New Jersey and the Office of Administrative Law permit
me to meet the needs of the Borough

SUBMISSION FORM / QUALIFICATION STATEMENT (CONTINUED)

(ATTACH ADDITIONAL SHEETS AS NECESSARY, BUT DO NOT SIMPLY ATTACH VENDOR MATERIALS AND TYPE/WRITE: "SEE ATTACHED")

\$135.00 per hour.	
My firm has never charged small municipalities such as Roselle Park for expenses n	ot related
to attorney services.	
	
CERTIFICATION OF PROPOSAL	
(Sign Below)	
rm: Carrobbe + CAece	
ate: <u>//- /4-//</u>	
uthorized Representative (Print): FAAK Capee	
gnature:	
ile: <u>Partrer</u>	
lephone No.: 908- 233-5575	
ex No.: 907 233-4994	

STATEMENT OF OWNERSHIP DISCLOSURE

N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

THIS STATEMENT SHALL BE COMPLETED, CERTIFIED TO, AND INCLUDED WITH ALL BID AND PROPOSAL SUBMISSIONS. FAILURE TO SUBMIT THE REQUIRED INFORMATION IS CAUSE FOR AUTOMATIC REJECTION OF THE BID OR PROPOSAL.

Name	of Organization:
Organ	ization Address:
<u>Part I</u> Check	the box that represents the type of business organization:
\square_{S_0}	ole Proprietorship (skip Parts II and III, execute certification in Part IV)
	on-Profit Corporation (skip Parts II and III, execute certification in Part IV)
F	or-Profit Corporation (any type)
7	mited Liability Company (LLC)
Pa	artnership
\Box Li	mited Partnership
\square_{Li}	mited Liability Partnership (LLP)
	ther (be specific):
Part F	<u>(</u>
Image: section of the content of the	The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST ON THE NEXT PAGE IN THIS SECTION)
	OR
	No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (SKIP TO PART IV)

STATEMENT OF OWNERSHIP DISCLOSURE

(Continued)

(Please attach additional sheets if more space is needed):

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
FRANK CAPCER	115 Ridge ST CRAFTENS
Sweet Cambria	2201 Morris Be Care W

Part III

DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a bidder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing	Page #'s
·	

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and/or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every noncorporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets if more space is needed.

Stockholder/Partner/Member and	Home Address (for Individuals) or Business Addre		
Corresponding Entity Listed in Part II			

STATEMENT OF OWNERSHIP DISCLOSURE

(Continued)

Part IV Certification

I, being duly sworn upon my oath, hereby represent that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I acknowledge: that I am authorized to execute this certification on behalf of the bidder/proposer; that the Borough of Roselle Park is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the information contained herein; that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the, permitting the Borough of Roselle Park to declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Frank G. Capece	Title:	Partner
Signature:		Date:	11-14-18

NON-COLLUSION AFFIDAVIT

State of Stray County of Crim ss:
I, $FRANK$ Capee of the Cay of Mon in the County of Mon and State of M . M full age, being duly
the County of and State of full age, being duly
sworn according to law on my oath depose and say that:
I am <u>Partner</u> of the firm of <u>Carry bo + CAPece</u> (Name of Firm)
the bidder making this Proposal for the above named project, and that I executed the said proposal with full
authority so to do; that said bidder has not, directly or indirectly entered into any agreement, participated in any
collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above
named project; and that all statements contained in said proposal and in this affidavit are true and correct, and
made with full knowledge that the Borough of Roselle Park relies upon the truth of the statements contained in
said proposal and in the statements contained in this affidavit in awarding the contract for the said project.
I further warrant that no person or selling agency has been employed or retained to solicit or secure
such contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee,
except bona fide employees or bona fide employees or bona fide established commercial or selling agencies
maintained by <u>Carobby + Cape ce</u> (name of contractor).
Subscribed and sworn to
before me this / day of Noviu, hi Zel V X.
of Noventre Zull X.
Signature FRANK Capece
(Type or print name of affiant under signature)
Notary public of
My Commission expires
William Checopage 150f 26-99 An Alforner At Law of May State et no
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AFFIRMATIVE ACTION COMPLIANCE NOTICE N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.1 et seq. and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27-1 et seq.

COMPANY:	Garrubbo & Capece, P.C.
SIGNATURE:	
PRINT NAME:	Frank G. Capece
TITLE: Part	ner
DATE: 11 -	-14-18

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127) N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted Borough employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken

EXHIBIT A MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS (Continued)

without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at ww.state.nj.us/treasury/contract_compliance).

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Purchase & Property, CCAU, EEO Monitoring Program as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Purchase & Property, CCAU, EEO Monitoring Program for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability

The Contractor and the Owner, do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 <u>U.S.C.</u> S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the *owner shall* expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

The undersigned vendor consents to the full understanding of the forgoing Americans with Disabilities Act Language of 1990:

Bidder/Ve	endor: G	arrubbo & Capece, P.C.	
Signature	<u> </u>		
Full Name	e (Print):	Frank G. Capece	
Title:	Partner		
Date	11-14-18		

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN

PART 1: CERTIFICATION BIDDERS MUST COMPLETE PART 1 BY CHECKING EITHER BOX.

Pursuant to Public Law 2012, c. 25, any person or entity that submits a bid or proposal or otherwise proposes to enter into or renew a contract must complete the certification below to attest, under penalty of perjury, that neither the person or entity, nor any of its parents, subsidiaries, or affiliates, is identified on the Department of Treasury's Chapter 25 list as a person or entity engaging in investment activities in Iran. The Chapter 25 list is found on the Division's website at http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf. Bidders must review this list prior to completing the below certification. http://www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf.

Bidders must review this list prior to completing the below certification. Failure to complete the certification
will render a bidder's proposal non-responsive.
PLEASE CHECK EITHER BOX:
I certify, pursuant to Public Law 2012, c. 25, that neither the person/entity listed above nor any of the entity's parents, subsidiaries, or affiliates is listed on the N.J. Department of the Treasury's list of entities determined to be engaged in prohibited activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. I will skip Part 2 and sign and complete the Certification below.
OR OR
☐ I am unable to certify as above because I or the bidding entity and/or one or more of its parents, subsidiaries, or affiliates is listed on the Department's Chapter 25 list. I will provide a detailed, accurate and precise description of the activities in Part 2 below and sign and complete the Certification below. Failure to provide such will result in the proposal being rendered as non-responsive and appropriate penalties, fines and/or sanctions will be assessed as provided by law.
PART 2
PROVIDE FURTHER INFORMATION RELATED TO INVESTMENT ACTIVITIES IN IRAN You must provide a detailed, accurate and precise description of the activities of the bidding person/entity, or one of its parents, subsidiaries or affiliates, engaging in the investment activities in Iran outlined above by completing the form below. (PROVIDE INFORMATION RELATIVE TO THE ABOVE QUESTIONS. PLEASE PROVIDE THOROUGH ANSWERS TO EACH QUESTION. IF YOU NEED TO MAKE ADDITIONAL ENTRIES, USE ADDITIONAL PAGES).
Name: FRANK C. ARCO

Name: FRANK Capece
Relationship to Bidder/Vendor: - Partne
Description of Activities: Lebra Constant

Duration of Engagement: / Jean Anticipated Cessation Date: 12-3/-19

Bidder/Vendor: Lambber Capel

Contact Name: FAANK Capea Contact Phone Number: 109-233-152

DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN (Continued)

CERTIFICATION

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments thereto to the best of my knowledge are true and complete. I attest that I am authorized to execute this certification on behalf of the below-referenced person or entity. I acknowledge that the Borough of Roselle Park is relying on the information contained herein and thereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of contracts with the Borough of Roselle Park to notify the Borough of Roselle Park in writing of any changes to the answers or information contained herein. I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and if I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreements(s) with the Borough of Roselle Park and that the Borough of Roselle Park at its option may declare any contract(s) resulting from this certification void and unenforceable.

Full Name (Print):	Frank G. Capece, Esq.		
Signature:		_	
Title: Partr	ner (
Date 11-14-18			
Bidder/Vendor:	Garrubbo & Capece, P.C.		

INSURANCE REQUIREMENTS AND ACKNOWLEDGEMENT FORM

Certificate(s) of Insurance shall be filed with the Borough Clerk's Office upon award of contract by the governing body

The minimum amount of insurance to be carried by the Professional Service Entity shall be as follows:

PROFESSIONAL LIABILITY INSURANCE

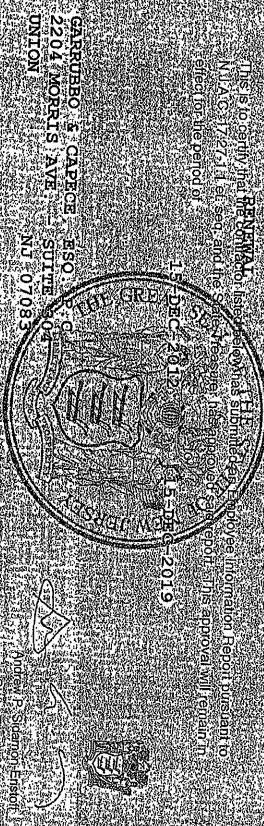
Limits shall be a minimum of \$1,000,000.00 for each claim and \$1,000,000.00 aggregate each policy period.

Acknowledgement of Inst	rance Requirement:	
SIGNATURE:	Al-	DATE: <u>11-14-18</u>
Frank G. Capece- F	Partner	

CERTIFICATION REGARDING POLITICAL CONTRIBUTIONS

STATE OF NEW JERSEY					
COUNTY OF CNOW : SS.					
I, _FRANK Capece. Larrbbo + CAPECE in the County of Capece.	of	the	Fil	n	of
Carrbbo + CAPECE in the County of Cyon	and tl	ne Stat	e of Ne	w Jerse	y, of _
	full	age,	being	duly	sworn
according to law on my oath depose and say that:					
I am the Carbon to Capped, the Professubmissions for the above named Service, and that I executed the said su so; that said Professional Service Entity acknowledges that it is aware pursuant to Section 2-4 of the Borough Code prohibits the awardin Professional Service Entity that has contributed in excess of two hundre committee of any Borough of Roselle Park candidate or holder of tresponsibility for the award of the contract, or to any Borough of Rose Committee, or to any political action committee (PAC) that is organ promoting or supporting Borough of Roselle Park municipal candidates one (1) calendar year immediately preceding the date of the contract or a I further warrant that pursuant to Roselle Park Borough Section 2-4, seeking a public contract means: an individual, including the individual.	that the ground of a control of	ne Bore any pu 00.00) blic of ark or for the nicipal aent.	ough of ablic co dollars t ffice ha Union primar officeh nal serv if any,	Rosell ntract to a car ving u County purpolders, cice proand any	te Park to any npaign ltimate Party ose of within ovider" y child
living at home; person; firm; corporation; professional corporatio association. The definition of a service provider includes all principals w of the equity in the corporation or business trust, partners, and officers provider as well as any subsidiaries directly controlled by the service pro-	ho ow in the	n one aggre	(1%) pe	rcent c	r more
I further warrant that I have reviewed Borough Code Section 2-4.					
I hereby certify that the foregoing statements made by me are true. I am statements made by me are willfully false, I am subject to punishment for					egoing
	FR	ANK	ssional) Cap	? C U	

CERTIFICATE OF EMPLOYEE INFORMATION REPORT 8931





STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:

GARRUBBO & CAPECE, P.C.

Trade Name:

Address:

2204 MORRIS AVE

UNION, NJ 07083

Certificate Number:

0074839

Effective Date:

July 09, 2002

Date of Issuance:

June 18, 2018

For Office Use Only:

20180618163510938

Form WI-9
[Roy, December 2014]
Department of the Tropauty

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

(Rov. Docomber 2014) Department of the Trousury Internal Rovenuo Service		Identification Number and Certification		send to the IRS.			
Print or typo See Specific instructions on page 2	1 Namo (as shown	on your income tax return). Name is required on this king do	not leave this line blank.				
	2 Buthass nameritangarded onling name, if different from above Gatrubbo & Cappoo, P.C.						
	a Chack appropriate box for federal fox classification; chock only one of the following seven boxes: Individualisatio proprieter ar		n 🔲 Partnership Scorporation, Peparinorshi	Trust/estate	4 Exemptions (codes apply only to- certain patities, not individuals; see instructions on page 30; Exempt payer code (I any) Exemption from FATCA reporting		
	Note. For a single-momber LLO that is diseggeded, do not check LLO; check the appropriate box in the tax closelycobon of the single-member owner.			the line above for code (i any) ((estate accommobility and to the (i.g.)			,
	Cother (see instructions) > PC Address (number, street, and apt. or suite no.)			godnester, a usus our anguests (obnoun)			<u>'</u>
	2204 Morris Avenue, Suite 304						
	Union, New Je	rsey 07083					
	7 Usi account number(s) here (epiteres)						
Part 1 Texpayer Identification Number (TIN) Enteryour TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid Social security number							
tiactup withholding. For Individuals, this is generally your social sectific number (SSA). It resident alian, sole proprietor, or disregarded entity, see the Pear I instructions on page 3. entities, it is your employer identification number (EM). If you do not have a number, see it TIV on page 3.				or]-[_		
Note. If the account is in more than one name, see the instructions for line t guidelines on whose number to enter.			epsq on hard and thre	for Employer	- 0 0	3 6 9 1 3	
Part II Certification							
Under pendities of perjury, I certify that: 1. The number shown on this form is my correct texpayer identification number (or I am waiting for a number to be issued to me); and							
2. I am not subject to backup withholding because: (a) I am exempt (rom backup withholding, or (b) I have not been notified by the internet Revenue Service (RS) that I am subject to backup withholding as a result of a fature to roport all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and							
G. I am a U.S. citizen or other U.S. person (defined below); and 4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.							
4. The FATCA code(s) entered on this form (it any) indicating that can examinate in the FATCA code(s) entered on this form (it any) indicating that can examinate in the FATCA code(s) entered on the first part of the first state of the first							
Sigr Her			-B-(57)	io+ -/-	14/	6	
General Instructions			॰ Form 1998 (nomo markysyo i Morass), 1998-ই (হাওর্বকার loan interest), 1998-শ (lulion)				
Socion relevences are to the Internal Revenue Code unless etherwise voted. Future developments, information about developments affecting form W-9 (such as legislation enacted after the release it) is at sweeking govidno.			 Form 1099-C (convoled debt) Form 1098-A (seculation or abandormant of accused property) 				
Purpose of Form			Use Form W-9 only if you wo a U.S. person (including a resident elish), to exercise your correct TIN.				
An incividual or entity (Form W-9 requester) who is required to life an information of the with the IRS must obtain your correct taxopyse (floridization number (Ith) which may be your seed a soundy number (SSN), individual taxopyse fornitionian number (ITN), adoption taxopyse identification number (ITN), or employer identification number (ITN), or employer identification number (ITN), to expect on an information return the amount paid to you, or other amount reportable or an information return. Examples of information returns include, but are not imited to, the following:			If you do not return Form W-9 to the requester with a TIM, you might be subject to backup withholding. See What is backup withholding? on page 2. By signing the Red-out form, you				
 Form 1999-INT (alteret owned or paid) Form 1999-DIV (dividends, including those from stocks or mutual funds) Form 1999-MSG (various types of income, paices, awards, or gross proceeds) Form 1999-B (stock or mutual fund sales and certain other fransactions by 			3. Olahn exampten from beekup withholding il you are a.U.E. exampt payor. If applicable, you are a suited by the sampt payor. If applicable, you are all all applicable is the old of any partnership locome from a U.S. take of a business is not subject to the withholding lax on foreign partners' shore of all catively connected income, and 4. Confry that FATCA code(s) entered on this form (if any) insteading that you are				
• For	n 1089-8 (proceeds 1	cord and tylus barly velwork navections) Low roa scripte live sections)	4. Corry viol PATCA exempt from the FATCA page 2 for fulling inform) reporting, is correc	urs roim (i :L Sec Wix	i Bny) incidating that you it is FATCA reposing? of	n n